

MINUTES OF REGULAR COUNCIL MEETING OF APRIL 18, 1972.

COUNCIL MET IN REGULAR SESSION, MAYOR MURRAY PRESIDING.

COUNCILMEN PRESENT:

- ANDERSON BANKSON BAILEY BROWN CANTRELL KAEHLER
- HANSBRAUGH WASHOM WILLIAMS

COUNCILMEN ABSENT: COBLE

THE PUBLIC HEARING SET FOR APRIL 18, 1972 AT 7 P.M. AT THE CITY HALL, GALENA, KANSAS WAS DISMISSED DUE TO THE FACT THAT NO INTERESTED OR OPPOSING PARTIES ATTENDED.

MINUTES OF THE COUNCIL MEETING HELD APRIL 4, 1972 WERE PRESENTED TO THE COUNCIL. COUNCILMAN KAEHLER SUGGESTED THAT THE MINUTES SHOULD READ THAT HE AND THE MAYOR ATTENDED THE MEETING HELD IN COLUMBUS AND THAT THE CITY WAS TO RECEIVE \$1250.00 MATCHING FUNDS ON THE INDUSTRIAL DEVELOPMENT SITE AND THAT THE CITY PORTION COULD BE MAN HOURS, EQUIPMENT, ETC. MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN BAILEY THAT THE MINUTES BE APPROVED AS AMENDED. MOTION CARRIED.

A REPRESENTATIVE FROM OBLINGER-SMITH, MR. RICHARDSON, WAS PRESENT AT THE MEETING AND INFORMED COUNCIL THAT THE CITY HAD RECEIVED \$318,000.00 CREDITS ON SECOND YEAR FUNDING THROUGH HUD. HE SUGGESTED THAT THE CITY WRITE A LETTER TO HUD AND INFORM THEM THAT THEY WOULD SEND A COPY TO THE OFFICE IN WASHINGTON D.C. REQUESTING \$500,000.00 GRANT FOR NEXT YEAR.

C. B. SIMMONS, ENGINEER, WAS PRESENT AT THE MEETING AND REPORTED ON THE WATER SYSTEM AND THE NEED FOR NEW WATER MAINS TO INCREASE WATER FLOW AND A NEED FOR ADDITIONAL FIRE HYDRANTS TO DECREASE INSURANCE PREMIUMS GIVING THE CITY A DIFFERENT FIRE RATE.

RESOLUTION #72-3 WAS READ TO THE COUNCIL BY MAYOR MURRAY. THE RESOLUTION READ AS FOLLOWS:

CERTIFICATE OF RECORDING OFFICER

THE UNDERSIGNED HEREBY CERTIFIES, AS FOLLOWS:

- (1). THAT HE IS THE DULY QUALIFIED AND ACTING CLERK OF THE CITY OF GALENA, KANSAS, HEREIN CALLED THE "APPLICANT," AND THE KEEPER OF ITS RECORDS; INCLUDING THE JOURNAL OF PROCEEDINGS OF THE GOVERNING BODY OF THE CITY OF GALENA HEREIN CALLED THE "GOVERNING BODY",
- (2). THAT THE ATTACHED RESOLUTION IS A TRUE AND CORRECT COPY OF RESOLUTION NUMBER 72-3 AS FINALLY ADOPTED AT A MEETING OF THE GOVERNING BODY HELD ON THE DAY OF 1972, AND DULY RECORDED IN HIS OFFICE;
- (3). THAT SAID MEETING WAS DULY CONVENED AND HELD IN ALL RESPECTS IN ACCORDANCE WITH LAW AND TO THE EXTENT REQUIRED BY LAW DUE AND PROPER NOTICE OF SUCH MEETING WAS GIVEN; THAT A LEGAL QUORUM WAS PRESENT THROUGHOUT THE MEETING, AND A LEGALLY SUFFICIENT NUMBER OF MEMBERS OF THE GOVERNING BODY VOTED IN THE PROPER MANNER AND FOR THE ADOPTION OF SAID RESOLUTION; AND ALL OTHER REQUIREMENTS AND PROCEEDINGS UNDER LAW INCIDENT TO THE PROPER ADOPTION OR PASSAGE OF SAID RESOLUTION, HAVE BEEN DULY FULFILLED, CARRIED OUT, AND OTHERWISE OBSERVED;
- (4). THAT IF AN IMPRESSION OF THE SEAL HAS BEEN AFFIXED BELOW, IT CONSTITUTES THE OFFICIAL SEAL OF THE APPLICANT AND THIS CERTIFICATE IS HEREBY EXECUTED UNDER SUCH OFFICIAL SEAL. IF NO SEAL HAS BEEN AFFIXED BELOW, THE APPLICANT DOES NOT HAVE AND IS NOT LEGALLY REQUIRED TO HAVE AN OFFICIAL SEAL;
- (5). THAT THE UNDERSIGNED IS DULY AUTHORIZED TO EXECUTE THIS CERTIFICATE.

IN WITNESS WHEREOF THE UNDERSIGNED HAS HEREUNTO SET HIS HAND THIS 18 DAY OF APRIL 1972.

BOBBY J. LATURNER
CITY CLERK

SEAL

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RESOLUTION #72-3
RESOLUTION OF THE GOVERNING BODY OF GALENA, KANSAS AUTHORIZING
THE FILING OF A NEIGHBORHOOD DEVELOPMENT PROGRAM ANNUAL INCREMENT
APPLICATION FOR PROGRAM KANS. A-11

WHEREAS, IT IS NECESSARY AND IN THE PUBLIC INTEREST THAT THE CITY OF GALENA, KANSAS AVAIL ITSELF OF THE FINANCIAL ASSISTANCE PROVIDED BY TITLE 1 OF THE HOUSING ACT OF 1949, AS AMENDED, TO CONTINUE A NEIGHBORHOOD DEVELOPMENT PROGRAM IN THE URBAN RENEWAL AREA DESCRIBED ON EXHIBIT "A"; AND

WHEREAS, IT IS RECOGNIZED THAT THE FEDERAL CONTRACT FOR SUCH FINANCIAL ASSISTANCE PURSUANT TO SAID TITLE 1 WILL IMPOSE CERTAIN OBLIGATIONS AND RESPONSIBILITIES UPON THE LOCAL PUBLIC AGENCY AND WILL REQUIRE AMONG OTHER THINGS (1) THE PROVISION OF LOCAL GRANTS-IN-AID; (2) A FEASIBLE METHOD FOR THE RELOCATION OF INDIVIDUALS AND FAMILIES DISPLACED FROM THE URBAN RENEWAL AREA COMPRISING THE PROGRAM; AND (3) OTHER LOCAL OBLIGATIONS AND RESPONSIBILITIES IN CONNECTION WITH THE UNDERTAKING AND CARRYING OUT OF THE PROGRAM; AND

WHEREAS, TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 PROHIBITS DISCRIMINATION ON THE BASIS OF RACE, COLOR, RELIGION, SEX OR NATIONAL ORIGIN UNDER ANY PROGRAM OR ACTIVITY RECEIVING FEDERAL FINANCIAL ASSISTANCE, AND EXECUTIVE ORDER 11246 PROHIBITS DISCRIMINATION ON BASIS OF RACE, COLOR, RELIGION, SEX OR NATIONAL ORIGIN IN SALE, LEASE OR OTHER DISPOSITION OF RESIDENTIAL PROPERTY (INCLUDING LAND INTENDED FOR RESIDENTIAL USE) OR IN THE USE OR OCCUPANCY THEREOF; AND

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS:

1. THAT THE UNITED STATES OF AMERICA AND THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT BE, AND THEY HEREBY ARE, ASSURED OF FULL COMPLIANCE BY THE CITY OF GALENA, KANSAS WITH REGULATIONS OF THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT EFFECTUATING TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 AND APPLICABLE EXECUTIVE ORDERS.

2. THAT AN APPLICATION ON BEHALF OF THE CITY OF GALENA, KANSAS FOR A LOAN UNDER SECTION 102(a) OF SAID TITLE 1 IN THE AMOUNT OF \$ AND FOR A PROGRAM CAPITAL GRANT, A RELOCATION GRANT, AND A FEDERAL GRANT FOR THE MAKING OF REHABILITATION GRANTS TO THE FULL AMOUNT AVAILABLE FOR UNDERTAKING AND FINANCING THE PRESENT INCREMENT OF SUCH PROGRAM IS HEREBY APPROVED, AND THAT THE MAYOR IS HEREBY AUTHORIZED AND DIRECTED TO EXECUTE AND TO FILE SUCH APPLICATION WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, TO PROVIDE SUCH ADDITIONAL INFORMATION AND TO ACT AS THE AUTHORIZED CORRESPONDENT OF THE CITY OF GALENA, KANSAS.

PASSED AND ADOPTED THIS 18 DAY OF APRIL, 1972.

JACK N. MURRAY, MAYOR

SEAL

BOBBY J. LATURNER, CITY CLERK

MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN BANKSON THAT THE RESOLUTION #72-3 BE ADOPTED AS READ. MOTION CARRIED.

RESOLUTION #72-4 WAS READ TO THE COUNCIL BY MAYOR MURRAY, IT READS AS FOLLOWS:

CERTIFICATE OF RECORDING OFFICER

THE UNDERSIGNED HEREBY CERTIFIES, AS FOLLOWS:

(1) THAT HE IS THE DULY QUALIFIED AND ACTING CLERK OF THE CITY OF GALENA, KANSAS, HEREIN CALLED THE "APPLICANT," AND THE KEEPER OF ITS RECORDS: INCLUDING THE JOURNAL OF PROCEEDINGS OF THE GOVERNING BODY OF THE CITY OF GALENA HEREIN CALLED THE "GOVERNING BODY,"

(2) THAT THE ATTACHED RESOLUTION IS A TRUE AND CORRECT COPY OF RESOLUTION #72-4 AS FINALLY ADOPTED AT A MEETING OF THE GOVERNING BODY HELD ON THE DAY OF 1972. AND DULY RECORDED IN HIS OFFICE:

(3) THAT SAID MEETING WAS DULY CONVENED AND HELD IN ALL RESPECTS IN ACCORDANCE WITH LAW AND TO THE EXTENT REQUIRED BY LAW DUE AND PROPER NOTICE OF SUCH MEETING WAS GIVEN: THAT A LEGAL QUORUM WAS PRESENT THROUGHOUT THE MEETING, AND A LEGALLY SUFFICIENT NUMBER OF MEMBERS OF THE GOVERNING BODY VOTED IN THE PROPER MANNER AND FOR THE ADOPTION OF SAID RESOLUTION: AND ALL OTHER REQUIREMENTS AND PROCEEDINGS UNDER LAW INCIDENT TO THE PROPER ADOPTION OR PASSAGE OF SAID RESOLUTION, HAVE BEEN DULY FULFILLED, CARRIED OUT, AND OTHERWISE OBSERVED:

(4) THAT IF AN IMPRESSION OF THE SEAL HAS BEEN AFFIXED BELOW, IT CONSTITUTES THE OFFICIAL

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SEAL OF THE APPLICANT AND THIS CERTIFICATE IS HEREBY EXECUTED UNDER SUCH OFFICIAL SEAL. IF NO SEAL HAS BEEN AFFIXED BELOW, THE APPLICANT DOES NOT HAVE AND IS NOT LEGALLY REQUIRED TO HAVE AN OFFICIAL SEAL:

(5) THAT THE UNDERSIGNED IS DULY AUTHORIZED TO EXECUTE THIS CERTIFICATE.

IN WITNESS WHEREOF THE UNDERSIGNED HAS HEREUNTO SET HIS HAND THIS 18 DAY OF APRIL 1972.

BOBBY J. LATURNER, CITY CLERK

SEAL

RESOLUTION #72-4
SERIES 19

RESOLUTION OF THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS
APPROVING THE GENERAL URBAN RENEWAL PLAN FOR THE
GALENA, KANSAS, NEIGHBORHOOD DEVELOPMENT
PROGRAM AREA

WHEREAS, UNDER THE PROVISIONS OF TITLE I OF THE HOUSING ACT OF 1949, AS AMENDED, THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT IS AUTHORIZED TO PROVIDE FINANCIAL ASSISTANCE TO LOCAL PUBLIC AGENCIES FOR UNDERTAKING AND CARRYING OUT NEIGHBORHOOD DEVELOPMENT PROGRAMS; AND

WHEREAS, IT IS PROVIDED IN SUCH ACT THAT CONTRACTS FOR FINANCIAL AID THEREUNDER SHALL REQUIRE THAT THE URBAN RENEWAL PLAN FOR THE URBAN RENEWAL AREA COMPRISING THE NEIGHBORHOOD DEVELOPMENT PROGRAM BE APPROVED BY THE GOVERNING BODY OF THE LOCALITY IN WHICH THE AREA IS SITUATED AND THAT SUCH APPROVAL INCLUDE FINDINGS BY THE GOVERNING BODY THAT: (1) THE FINANCIAL AID TO BE PROVIDED IN THE CONTRACT IS NECESSARY TO ENABLE THE PROGRAM TO BE UNDERTAKEN IN ACCORDANCE WITH THE URBAN RENEWAL PLAN; (2) THE URBAN RENEWAL PLAN WILL AFFORD MAXIMUM OPPORTUNITY, CONSISTENT WITH THE SOUND NEEDS OF THE LOCALITY AS A WHOLE FOR THE REHABILITATION OR REDEVELOPMENT OF THE URBAN RENEWAL AREA BY PRIVATE ENTERPRISE; (3) THE URBAN RENEWAL PLAN CONFORMS TO A GENERAL PLAN FOR THE DEVELOPMENT OF THE LOCALITY AS A WHOLE; (4) THE URBAN RENEWAL PLAN GIVES DUE CONSIDERATION TO THE PROVISION OF ADEQUATE PARK AND RECREATIONAL AREAS AND FACILITIES, AS MAY BE DESIRABLE FOR NEIGHBORHOOD IMPROVEMENT, WITH SPECIAL CONSIDERATION FOR THE HEALTH, SAFETY, AND WELFARE OF CHILDREN RESIDING IN THE GENERAL VICINITY OF THE SITES COVERED BY THE PLAN; AND

WHEREAS, IT IS DESIRABLE AND IN THE PUBLIC INTEREST THAT THE CITY OF GALENA, KANSAS, (HEREIN CALLED THE "LOCAL PUBLIC AGENCY") UNDERTAKE AND CARRY OUT THE NEIGHBORHOOD DEVELOPMENT PROGRAM (HEREIN CALLED THE "PROGRAM") IDENTIFIED AS THE GALENA, KANSAS, NEIGHBORHOOD DEVELOPMENT PROGRAM AREA AND ENCOMPASSING THE AREA DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF: AND

WHEREAS, THE LOCAL PUBLIC AGENCY HAS MADE STUDIES OF THE LOCATION, PHYSICAL CONDITION OF STRUCTURES, LAND USE, ENVIRONMENTAL INFLUENCES, AND SOCIAL, CULTURAL AND ECONOMIC CONDITIONS OF THE URBAN RENEWAL AREA OR AREAS COMPRISING THE PROGRAM AND HAS DETERMINED THAT THE AREAS ARE SLUM OR BLIGHTED AREAS AND THAT IT IS DETRIMENTAL AND A MENACE TO THE SAFETY, HEALTH, AND WELFARE OF THE INHABITANTS AND USERS THEREOF AND OF THE LOCALITY AT LARGE BECAUSE OF THE EXISTENCE OF BUILDINGS OR IMPROVEMENTS, BOTH RESIDENTIAL AND NON-RESIDENTIAL, WHICH BY REASON OF DILAPIDATION, DETERIORATION, AGE OR OBSOLESCENCE, INADEQUATE PROVISION FOR VENTILATION, LIGHT, AIR, SANITATION, OR OPEN SPACES, HIGH DENSITY OF POPULATION AND OVERCROWDING, OR THE EXISTENCE OF CONDITIONS WHICH ENDANGER LIFE OR PROPERTY BY FIRE AND OTHER CAUSES OR ANY COMBINATION OF SUCH FACTORS IS CONDUCTIVE TO ILL HEALTH, TRANSMISSION OF DISEASE, INFANT MORTALITY, JUVENILE DELINQUENCY OR CRIME, AND IS DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY, MORALS OR WELFARE; AND DOMINANCE OF DEFECTIVE OR INADEQUATE STREET LAYOUT, FAULTY LOT LAYOUT IN RELATION TO SIZE, ADEQUACY, ACCESSIBILITY OR USEFULNESS, UNSANITARY OR UNSAFE CONDITIONS, DETERIORATION OF SITE OR OTHER IMPROVEMENTS, DIVERSITY OF OWNERSHIP, TAX OR SPECIAL ASSESSMENT DELINQUENCY EXCEEDING THE FAIR VALUE OF THE LAND, DEFECTIVE OR UNUSUAL CONDITIONS OF TITLE, IMPROPER SUBDIVISION OR OBSOLETE PLATTING, OR THE EXISTENCE OF CONDITIONS WHICH ENDANGER LIFE OR PROPERTY BY FIRE AND OTHER CAUSES, OR ANY COMBINATION OF SUCH FACTORS, SUBSTANTIALLY IMPAIRS OR ARRESTS THE SOUND GROWTH OF A MUNICIPALITY, RETARDS THE PROVISIONS OF HOUSING ACCOMMODATIONS OR CONSTITUTES AN ECONOMIC OR SOCIAL LIABILITY AND IS A MENACE TO THE PUBLIC HEALTH, SAFETY, MORALS OR WELFARE IN ITS PRESENT CONDITION AND USE, AND THE MEMBERS

of THIS GOVERNING BODY HAVE BEEN FULLY APPRISED BY THE LOCAL PUBLIC AGENCY AND ARE AWARE OF THESE FACTS AND CONDITIONS: AND

WHEREAS, THE LOCAL PUBLIC AGENCY HAS APPLIED FOR ADDITIONAL FINANCIAL ASSISTANCE UNDER SUCH ACT AND PROPOSED TO ENTER INTO AN ADDITIONAL CONTRACT OR CONTRACTS WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE UNDERTAKING OF, AND FOR MAKING AVAILABLE ADDITIONAL FINANCIAL ASSISTANCE FOR THE PROGRAM, AND

WHEREAS, THERE HAS BEEN PREPARED AND REFERRED TO THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS (HEREIN CALLED THE "GOVERNING BODY") FOR REVIEW AND APPROVAL AN URBAN RENEWAL PLAN FOR THE URBAN RENEWAL AREA DATED APRIL 18, 1972, AND CONSISTING OF TEN (10) PAGES AND TWO (2) MAP EXHIBITS; ONE (1) EXHIBIT CONSISTING OF FIVE (5) PAGES; AND ONE (1) EXHIBIT CONSISTING OF TEN (10) PAGES; AND

WHEREAS, A GENERAL PLAN HAS BEEN PREPARED AND IS RECOGNIZED AND USED AS A GUIDE FOR THE GENERAL DEVELOPMENT OF THE LOCALITY AS A WHOLE; AND

WHEREAS, THE PLANNING COMMISSION, WHICH IS THE DULY DESIGNATED AND ACTING OFFICIAL PLANNING BODY FOR THE LOCALITY, HAS SUBMITTED TO THE GOVERNING BODY ITS REPORT AND RECOMMENDATIONS RESPECTING THE URBAN RENEWAL PLAN FOR THE URBAN RENEWAL AREA COMPRISING THE PROGRAM AND HAS CERTIFIED THAT THE URBAN RENEWAL PLAN CONFORMS TO THE GENERAL PLAN FOR THE LOCALITY AS A WHOLE, AND THE GOVERNING BODY HAS DULY CONSIDERED THE REPORT, RECOMMENDATIONS, AND CERTIFICATION OF THE PLANNING BODY; AND

WHEREAS, THE MEMBERS OF THE GOVERNING BODY HAVE GENERAL KNOWLEDGE OF THE CONDITIONS PREVAILING IN THE URBAN RENEWAL AREAS AND OF THE AVAILABILITY OF PROPER HOUSING IN THE LOCALITY FOR THE RELOCATION OF INDIVIDUALS AND FAMILIES THAT MAY BE DISPLACED BY THE PROGRAM AND, IN THE LIGHT OF SUCH KNOWLEDGE OF LOCAL HOUSING CONDITIONS, HAVE CAREFULLY CONSIDERED AND REVIEWED SUCH PROPOSALS FOR RELOCATION; AND

WHEREAS, IT IS NECESSARY THAT THE GOVERNING BODY TAKE APPROPRIATE OFFICIAL ACTION RESPECTING THE URBAN RENEWAL PLAN FOR THE PROGRAM, IN CONFORMITY WITH THE CONTRACT FOR FINANCIAL ASSISTANCE BETWEEN THE LOCAL PUBLIC AGENCY AND THE UNITED STATES OF AMERICA, ACTING BY AND THROUGH THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT; AND

WHEREAS, THE GOVERNING BODY IS COGNIZANT OF THE CONDITIONS THAT ARE IMPOSED IN THE UNDERTAKING AND CARRYING OUT OF URBAN RENEWAL ACTIVITIES AND UNDERTAKING WITH FEDERAL FINANCIAL ASSISTANCE UNDER TITLE I, INCLUDING THOSE PROHIBITING DISCRIMINATION BECAUSE OF RACE, COLOR, RELIGION, SEX OR NATIONAL ORIGIN:

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS:

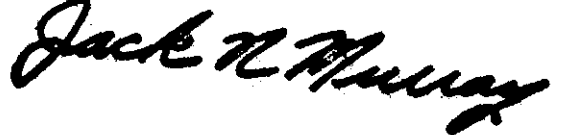
1. THAT IT IS HEREBY FOUND AND DETERMINED THAT THE URBAN RENEWAL AREA ENCOMPASSED BY THE URBAN RENEWAL PLAN IS A SLUM OR BLIGHTED AREA AND QUALIFIES AS AN ELIGIBLE URBAN RENEWAL AREA UNDER K. S. A. 17-4742 THROUGH 17-4761.
2. THAT THE URBAN RENEWAL PLAN FOR THE PROGRAM, HAVING BEEN DULY REVIEWED AND CONSIDERED, IS HEREBY APPROVED, AND THE CITY CLERK BE AND IS HEREBY DIRECTED TO FILE SAID COPY OF THE URBAN RENEWAL PLAN WITH THE MINUTES OF THIS MEETING.
3. THAT IT IS HEREBY FOUND AND DETERMINED THAT THE URBAN RENEWAL PLAN FOR THE PROGRAM CONFORMS TO THE GENERAL PLAN OF THE LOCALITY.
4. THAT IT IS HEREBY FOUND AND DETERMINED THAT THE FINANCIAL AID TO BE PROVIDED PURSUANT TO THE CONTRACT FOR FEDERAL FINANCIAL ASSISTANCE PERTAINING TO THE PROGRAM IS NECESSARY TO ENABLE THE PROGRAM TO BE UNDERTAKEN IN ACCORDANCE WITH THE URBAN RENEWAL PLAN FOR THE AREAS COMPRISING THE PROGRAM.
5. THAT IT IS HEREBY FOUND AND DETERMINED THAT THE URBAN RENEWAL PLAN FOR THE URBAN RENEWAL AREA COMPRISING THE PROGRAM WILL AFFORD MAXIMUM OPPORTUNITY, CONSISTENT WITH THE SOUND NEEDS OF THE LOCALITY AS A WHOLE, FOR THE RENEWAL OF THE AREAS BY PRIVATE ENTERPRISE.
6. THAT IT IS HEREBY FOUND AND DETERMINED THAT THE URBAN RENEWAL PLAN FOR THE URBAN RENEWAL AREA GIVES DUE CONSIDERATION TO THE PROVISION OF ADEQUATE PARK AND RECREATIONAL AREAS AND FACILITIES, AS MAY BE DESIRABLE FOR NEIGHBORHOOD IMPROVEMENTS, WITH SPECIAL CONSIDERATION FOR THE HEALTH, SAFETY, AND WELFARE OF CHILDREN RESIDING IN THE GENERAL VICINITY OF THE SITES COVERED BY THE PLAN.
7. THAT, IN ORDER TO IMPLEMENT AND FACILITATE THE EFFECTUATION OF THE URBAN RENEWAL PLAN

hereby approved, it is found and determined that certain official action may be required to be taken by this body with reference, among other things to changes in zoning, the vacating and removal of streets, alley, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this body hereby (a) pledges its cooperation in helping to carry out the urban Renewal Plan, (b) requests the various officials, department, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Urban Renewal Plan, and (c) stands ready to consider to take appropriate action upon proposals and measures designed to effectuate the Urban Renewal Plan.

8. That financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in the areas comprising the program to be renewed in accordance with the Urban Renewal Plan for the Program, and accordingly, the proposed Program and the annual increment are approved and the Local Public Agency is authorized to file an application for financial assistance under Title I.

ADOPTED this 18th day of APRIL, 1972.

JACK N. MURRAY
MAYOR



ATTEST:

BOBBY J. LATURNER
CITY CLERK

MOTION WAS MADE BY COUNCILMAN WILLIAMS AND SECONDED BY COUNCILMAN KAEHLER THAT RESOLUTION #72-4 BE ADOPTED AS READ. MOTION CARRIED.

MAYOR MURRAY DECLARED A FIFTEEN MINUTE RECESS TO ALLOW MR. RICHARDSON, THE CLERK AND HIMSELF TIME TO GO TO THE MAYORS OFFICE TO SIGN AND SEAL THE RESOLUTIONS AND ALLOWING MR. RICHARDSON TIME TO CATCH HIS PLANE.

THE MEETING RE-CONVENED.

THE MAYOR INTRODUCED MR. BALL, CPA, FROM BAXTER SPRINGS, KANSAS, WHO PLANNED TO PRESENT TO COUNCIL AN ESTIMATE FOR AUDITING THE BOOKS FOR 1971 AND TO PREPARE THE 1973 BUDGET. MR. BALL ESTIMATED THE COST AT \$1500.00, HE ALSO POINTED OUT THAT THIS WOULD ENTITLE THE CLERK OR ANY OTHER INTERESTED PARTY TO CONTACT HIM BY PHONE AT NO ADDITIONAL COST. MOTION WAS MADE BY COUNCILMAN WILLIAMS AND SECONDED BY COUNCILMAN HANSBRAUGH THAT THE FINANCE COMMITTEE STUDY THE PROPOSAL AND REPORT AT THE NEXT REGULAR COUNCIL MEETING.

ON THE AGENDA WAS THE QUESTION OF DAMAGED CITY PROPERTY PUT ON BY COUNCILMAN COBLE, WHO WAS ABSENT FOR THE MEETING. MOTION WAS MADE BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN WASHOM THAT THIS BE TABLED TO THE NEXT REGULAR COUNCIL MEETING. MOTION CARRIED.

A DISCUSSION WAS HELD PERTAINING TO AN OPEN SHAFT AT 7TH AND MINERAL, OWNED BY JOHN JOSEPH, THE DEPTH OF THE SHAFT BEING 60 FEET. MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN WILLIAMS THAT THE CLERK NOTIFY MR. JOSEPH IN WRITING THAT STEPS BE TAKEN TO CORRECT THE SITUATION AND IF HE FAILED TO DO SO THE CITY WOULD TAKE NECESSARY STEPS IN ACCORDANCE WITH CITY ORDINANCE AND THE COST WOULD BE ACCESSED TO HIS TAXES.

A REQUEST WAS PRESENTED TO THE COUNCIL THAT FRANK FRY BE PAID IN LEIU OF HIS VACATION. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN WASHOM THAT MR. FRY RECEIVE TWO WEEKS PAY. MOTION CARRIED.

FRED TITUS WAS PRESENT AT THE COUNCIL MEETING AND EXPLAINED HE HAD PLEADED GUILTY TO SELLING BEER TO A MINOR AND THAT HE DID SO UNDER THE ADVISE OF COUNCIL AND UNDERSTOOD THAT HE WOULD NOT LOSE HIS LICENSE IN DOING SO BUT THAT HE DID HAVE TO PAY A FINE. COUNCILMAN ANDERSON READ THE CHARGE OF WHICH FRED TITUS PLEADED GUILTY TO THROUGH COUNTY COURT. ACCORDING TO THE CITY ATTORNEY COUNCIL WOULD GIVE MR. TITUS A FIVE DAY NOTICE AND REVOKE THE CEREAL MALT BEVERAGE LICENSE OF MR. TITUS. THIS IS SITED IN KANSAS STATE STATUS WHEN A PERSON PLEADS GUILTY TO SUCH A CHARGE. MOTION WAS MADE BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN KAEHLER THAT A FIVE DAY NOTICE BE GIVEN TO MR. TITUS AND THAT HIS LICENSES BE REVOKED. UPON ROLL CALL VOTE THE FOLLOWING VOTED YEA: ANDERSON, BANKSON, HANSBRAUGH AND KAEHLER. NAYS: BAILEY, BROWN, CANTRELL, WASHOM AND WILLIAMS. MOTION DID NOT CARRY, HOWEVER, IT WAS POINTED OUT THAT IN REVISED ORDINANCE BOOK 1951 THE CITY ATTORNEY HAS THE POWER TO REVOKE THE LICENSE ON HIS OWN.

A DISCUSSION WAS HELD PERTAINING TO SEWER MAINTENANCE FEES AND IT WAS LEARNED THAT SEVERAL CITIES HAVE ORDINANCES PERTAINING TO THIS FEE AND HOW THEY ARRIVED AT THE FEE. MOTION WAS MADE BY COUNCILMAN WASHOM AND SECONDED BY COUNCILMAN BROWN THAT THIS BE TABLED AND ALLOW THE SEWER COMMITTEE TO OBTAIN COPIES OF ORDINANCES FROM OTHER TOWNS AND REPORT BACK AT THE NEXT REGULAR COUNCIL MEETING.

MOTION WAS MADE BY COUNCILMAN CANTRELL AND SECONDED BY COUNCILMAN BROWN THAT THE CONTRACTOR ON THE PHASE 3 OF THE SEWER PROJECT STOCK PILE ALL THE DIRT TO BE USED BY THE CITY AND NO INDIVIDUAL BE ALLOWED ANY EXCESS DIRT FROM THE PROJECT. MOTION CARRIED.

MR. NOBLE LEIGHTON WAS PRESENT AT THE MEETING AND HE WAS TO NOTIFY TRI CITY CONSTRUCTION ABOUT THE EXCESS DIRT.

A DISCUSSION WAS HELD ON THE CITY PARK AREA AND FILL DIRT TO BE PLACED IN THE CREEK AREA OF THE CITY PARK. THE PARK COMMITTEE WAS TO INVESTIGATE AND REPORT AS TO WHERE THIS DIRT IS TO BE DISTRIBUTED.

MOTION WAS MADE BY COUNCILMAN HANSBRAUGH AND SECONDED BY COUNCILMAN KAEHLER THAT \$6000.00 BE TRANSFERRED FROM THE INDUSTRIAL DEVELOPMENT FUND TO THE GENERAL OPERATING FUND AS ALLOWED IN THE BUDGET. MOTION CARRIED.

A REPRESENTATIVE FROM THE PLANNING AND ZONING COMMITTEE WAS PRESENT AT THE MEETING. HE PRESENTED THE MAYOR AND COUNCIL WITH INFORMATION OF THEIR LAST MEETING OF APRIL 11. MOTION WAS MADE BY COUNCILMAN WASHOM AND SECONDED BY COUNCILMAN WILLIAMS THAT MARY NORTHCUPP BE ALLOWED TO PLACE A 12x40 MOBILE HOME ON WEST VINE STREET. THIS WAS APPROVED BY THE PLANNING AND ZONING COMMITTEE. MOTION CARRIED.

AN ORDINANCE PERTAINING TO VACATING AN ALLEY IN THE GELTZ ADDITION TO THE CITY OF GALENA, KANSAS, SHALL BE AND IS HEREBY VACATED AS FOLLOWS: THAT PORTION OF AN ALLEY ADJOINING LOTS 16, 25, 26, 35, 36, 45 and 46, BELTZ THIRD ADDITION TO THE CITY OF GALENA, KANSAS, ON THE SOUTH SIDE THEREOF, MORE PARTICULARLY DESCRIBED AS FOLLOWS, COMMENCING AT THE NORTH WEST CORNER OF SAID LOT 16, THENCE EAST 1,208 FEET, THENCE NORTH 15 FEET, THENCE WEST 1,208 FEET, THENCE SOUTH 15 FEET TO THE POINT OF BEGINNING. THE PLANNING AND ZONING COMMITTEE HAD ALREADY PASTED VACATING OF THIS ALLEY. MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN ANDERSON THAT THE ORDINANCE BE ADOPTED. UPON ROLL CALL VOTE THE FOLLOWING VOTED YEA: ANDERSON, BAILEY, BANKSON, BROWN, CANTRELL, HANSBRAUGH, KAEHLER WASHOM AND WILLIAMS. MOTION CARRIED.

AN APPLICATION WAS PRESENTED TO THE COUNCIL FROM HARRELD HERRELSON FOR RE-ZONING OF GALENA AVENUE AT 7TH STREET. IT WAS POINTED OUT THAT THE CITY CLERK MUST NOTIFY ALL RESIDENTS WITHIN A 200 FT. AREA FRONTING LOCATION OF PROPERTY PROPOSED FOR SERVICE STATION AND THAT THE OWNER MUST POST THE PROPERTY THAT A BUSINESS WAS PLANNED TO GO IN THIS AREA. ALL INTERESTED OR OPPOSING PARTIES WERE TO COME TO A HEARING TO BE SCHEDULED AND PLACED IN THE PAPER AT A LATER DATE. MOTION WAS MADE BY COUNCILMAN KAEHLER AND SECONDED BY COUNCILMAN BANKSON THAT THE CLERK NOTIFY IN WRITING HOW CLOSE A BUILDING CAN BE TO A PROPERTY LINE AND PRESENT IT WHEN A PARTY APPLIES FOR A BUILDING PERMIT. MOTION CARRIED.

COUNCILMAN WASHOM GAVE THE MONTHLY WATER REPORT. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN HANSBRAUGH THAT THE REPORT BE APPROVED AND PLACED ON FILE. MOTION CARRIED.

MOTION WAS MADE BY COUNCILMAN WASHOM AND SECONDED BY COUNCILMAN WILLIAMS THAT AN AD BE PLACED IN THE LOCAL PAPER FOR APPLICANTS FOR MANAGER, ASSISTANT MANAGER AND LIFE GUARDS FOR THE SWIMMING POOL AND THAT SEASON PASSES BY PRINTED UP AT THE GALENA SENTINEL. MOTION CARRIED.

COUNCILMAN WILLIAMS POINTED OUT THAT IN THE PARK AREA THERE IS A LARGE DEAD TREE WITH LIMBS OUT OVER THE CITY OWNED HOUSE AND THAT IT SHOULD BE REMOVED. MOTION WAS MADE BY COUNCILMAN WILLIAMS AND SECONDED BY COUNCILMAN ANDERSON THAT BIDS BE ACCEPTED FROM A LICENSED AND BONDED TREE SERVICE COMPANY AND THAT THE BIDS BE PRESENTED AT THE NEXT REGULAR COUNCIL MEETING. MOTION CARRIED.

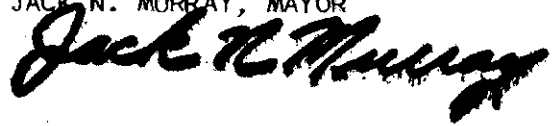
AN ORDINANCE PERTAINING TO CITY MARSHALL SALARY BEING REDUCED FROM \$650 TO \$550 WAS READ TO THE COUNCIL. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN HANSBRAUGH THAT THE ORDINANCE BE ADOPTED. UPON ROLL CALL VOTE THE FOLLOWING VOTED YEA: ANDERSON, BANKSON, BAILEY, BROWN, CANTRELL, HANSBRAUGH, KAEHLER AND WASHOM. NAYS: WILLIAMS. MOTION CARRIED.

THE ORDINANCE TO BE PLACED IN THE LOCAL PAPER.

ORDINANCE #672 ALLOWING CLAIMS AGAINST THE CITY WAS PRESENTED TO THE COUNCIL AS FOLLOWS: REG. \$6,250.60 PAY ROLL, \$4,680.11 SEWER, \$57,539.71 FOR A TOTAL OF \$68,470.42. IT WAS POINTED OUT BY COUNCILMAN WILLIAMS THAT THE \$19.20 CHARGED TO THE PARK FUND SHOULD HAVE BEEN CHARGED TO THE CEMETERY FUND, THE CHECK BEING TO PHIPPS OIL CO. MOTION WAS MADE BY COUNCILMAN BANKSON AND SECONDED BY COUNCILMAN HANSBRAUGH THAT THE ORDINANCE BE APPROVED AS AMENDED AND PLACED ON FILE. MOTION CARRIED.

MOTION WAS MADE BY COUNCILMAN WASHOM AND SECONDED BY COUNCILMAN BANKSON THAT THE MEETING ADJOURN. MOTION CARRIED BY STANDING.

JACK N. MURRAY, MAYOR



BOBBY J. LATURNER
CITY CLERK

CCE220